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DOCKET NO. 51874

**COMPLAINT OF DGSP2, LLC
AGAINST THE ELECTRIC
RELIABILITY COUNCIL OF TEXAS,
INC.**

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**PUBLIC UTILITY COMMISSION
OF TEXAS**

**ORDER NO. 2
LIFTING ABATEMENT AND ESTABLISHING PROCEDURAL SCHEDULE**

On March 8, 2021, DGSP2, LLC filed its complaint against the Electric Reliability Council of Texas, Inc. (ERCOT) alleging that ERCOT violated the ERCOT Nodal Protocols and asking that the Commission order ERCOT to re-compute settlement data and clearing prices for February 15 and 16, 2021, and resettle markets based on the re-computed prices. The Commission has authority over this matter under PURA¹ § 39.151 and 16 Texas Administrative Code (TAC) § 22.251.

In Order No. 1 filed on March 9, 2021, the administrative law judge (ALJ) ordered, consistent with 16 TAC § 22.251(c), that this matter be abated until DGSP2 utilized the ERCOT alternative dispute resolution (ADR) process.

On June 11, 2021, DGSP2 filed a status report in which it explained that it submitted to ERCOT a request to participate in the ERCOT ADR process and that, on May 14, 2021, ERCOT notified DGSP2 that it would take no further action on the ADR request. Accordingly, DGSP2 now asks that the abatement of this proceeding be lifted. No party has objected to DGSP2's request.

The ALJ finds that DGSP2 has now complied with the ERCOT ADR requirement in 16 TAC § 25.251(c). The ALJ lifts the abatement and establishes the following procedural schedule:

ERCOT provides notice under 16 TAC § 22.251(e)	By July 16, 2021
Deadline for ERCOT's response to complaint	July 30, 2021
Deadline for Commission Staff's comments	August 16, 2021

¹ Public Utility Regulatory Act, Tex. Util. Code §§ 11.001–66.016.

Deadline to file a motion to intervene and response to the complaint	August 16, 2021
Deadline for DGSP2's reply to a party's response and Commission Staff's comments	August 26, 2021
Deadline for any party to file a motion for summary decision or any other dispositive motion	September 2, 2021
Deadline for responses to any motion for summary decision or any other dispositive motion	September 16, 2021

Signed at Austin, Texas the 2nd day of July 2021.

PUBLIC UTILITY COMMISSION OF TEXAS


HUNTER BURKHALTER
CHIEF ADMINISTRATIVE LAW JUDGE